

CITY ORDINANCE NO. 33

AN ORDINANCE PROHIBITING MINERAL EXPLORATION WITHIN THE CITY LIMITS OF THE CITY OF SOMERSET, TEXAS, WITHOUT PRIOR WRITTEN PERMISSION OF THE CITY COUNCIL OF THE CITY OF SOMERSET AND UNTIL SUCH TIME AS A PERMIT FROM THE CITY SECRETARY IS ACQUIRED.

WHEREAS, the City of Somerset, Texas, has an obligation to protect its citizens and whereby the exploration for mineral deposits of various kinds may create within the City limits of the City of Somerset a dangerous condition or one requiring special precautions for the protection of its citizens; and

WHEREAS, it is necessary for intergovernmental cooperation in connection with development of natural resources of the area, therefore:

BE IT ORDAINED by the City Council of the City of Somerset:

SECTION 1: That anyone desiring to develop or explore for mineral deposits within the City limits of the City of Somerset must obtain prior written permission of the City Council before said exploration or development takes place.

SECTION 2: That a hearing upon said application for mineral exploration will be had within ninety days of said application being presented to the City Council at its regularly scheduled meeting time and place or filed with said City Clerk at least <sup>Seventy Two 72</sup> ~~forty-eight (48)~~ hours prior to said City Council meeting time in order to be considered.

SECTION 3: That said application for said mineral exploration must be accompanied by a certified check or United States postal money order in an amount to be determined by the City Council, said amount of money to be utilized by the City Council to investigate the potential damage to the city environment and to coordinate with other governments within the area to insure that no damage will be done to the citizens or community which is foreseeable.

SECTION 4: That a performance bond may be required by the City Council if said mineral exploration is approved and is deemed of a nature which by City Council opinion may cause damage which is foreseeable.

SECTION 5: In instances where said development is started without a permit issued by the City Council according to the above-described rules, said activity is punishable by a fine of no less than Two Hundred (\$200.00) Dollars per day, with each day being a new and separate occurrence until such time as the exploration is abated.

DATED AND APPROVED, this 10 day of July, 1975.

  
MAYOR

ATTEST:

  
CITY CLERK